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<b>To:</b>	<b>FACSIMILE NO.:</b>	<b>TELEPHONE NO.:</b>
Commissioner for Patents PO BOX 1450 Alexandria, VA 22313-1450	(703) 872-9306	

<b>FROM:</b>	Bernard L. Kleinke, Esq.
<b>RE:</b>	Application No. 10/777,667
<b>FILE NO.</b>	8590-101
<b>DATE:</b>	January 6, 2005

DESCRIPTION OF DOCUMENT, COMMENT OR SPECIAL INSTRUCTIONS:
NUMBER OF PAGES SENT: <u>14</u> (including cover sheet)

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JAN 06 2005

Atty. Dkt. No. 8590-101

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Alsobrook, et al.

Title: METHODS AND APPARATUS FOR  
PROCESSING VEGETABLES

Appl. No.: 10/777,667

Filing Date: February 10, 2004

Examiner: Sarah Louise Kuhns

Art Unit: 1761

<b>CERTIFICATE OF MAILING BY FACSIMILE</b> Date of Deposit: January 6, 2005 I hereby certify that this correspondence is being facsimile transmitted on the date indicated above to the Commissioner for Patents, PO BOX 1450, Alexandria, VA 22313-1450, or telephone No. 703-872-9306.	
_____ Bernard L. Kleinke (Printed Name)	
_____ (Signature)	

## AMENDMENT TRANSMITTAL

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Transmitted herewith is an amendment in the above-identified application.

- [X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established.
- [X] Please charge the amendment fee of \$75.00 pursuant to the Credit Card Authorization form enclosed.
- [X] The fee required for additional claims is calculated below:

	Claims as Amended	Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	27	24	=	3	x	\$ 50.00	=	\$150.00
Independents:	3	3	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:					+	\$360.00	=	\$150.00
CLAIMS FEE SUBTOTAL:								\$150.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract 1/2 of above):							\$75.00
								\$0.00
CLAIMS FEE TOTAL:								\$75.00

Atty. Dkt. No. 8590-101

The Commissioner is hereby authorized to charge any additional fees which may be required either now or in the future regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. If any charges or fees must be paid in connection with the foregoing, concurrent or future communication (including, but not limited to, the payment of an extension fee or issue fees), or if any overpayment is to be refunded in connection with the above-identified application, any such charges or fees, or any such overpayment may be respectfully paid out of, or into, the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. If any such payment also requires a petition or extension request, please construe this authorization to pay as the necessary petition or request, which is required to accompany the payment.

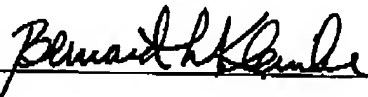
Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: January 6, 2005

DUCKOR SPRADLING METZGER & WYNNE  
A Law Corporation  
401 West A Street, Suite 2400  
San Diego, CA 92101-7915

Telephone No.: (619) 231-3666  
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By: 

Bernard L. Kleinke  
Attorney for Applicant  
Registration No. 22,123

JAN. 6. 2005 2:47PM

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NO. 917 P. 4

JAN 0 6 2005

App. No. 10/777,667  
Amdt. Dated January 6, 2005  
Reply to Office Action of October 6 2004  
Atty. Dkt. No. 8590-101

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Commissioner for Patents  
PO BOX 1450  
Alexandria, VA 22313-1450

**REPLY AND AMENDMENT**

Sir or Madam,

In response to the Office Action dated October 6, 2004, please amend the above-identified application as follows:

**Amendments to the Specification** begins on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks and Arguments** begin on page 7 of this paper.

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